IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

FRIDAY, THE 7TH SEPTEMBER 2007 / 16TH BHADRA 1929

OP.No. 13996 of 2003(N)

PETITIONER:

M/S.COCHIN ALLOY PRODUCTS (P) LTD,
MUPPATHADAM, EDAYAR, ALUVA, REP. BY ITS
DIRECTOR.

BY ADV. SMT.C.K.SHERIN
SRI.L.RAJESH NARAYAN

RESPONDENTS:
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1. KERALA STATE ELECTRICITY BOARD,
REP. BY ITS SECRETARY VYDYUTHI BHAVAN,
THIRUVANANTHAPURAM.

2. SPECIAL OFFICER, (REVENUE),
KERALA STATE ELECTRICITY BOARD,
VYDYUTHI BHAVAN,
PATTOM, THIRUVANANTHAPURAM.

BY ADV. SRI.C.K.KARUNAKARAN, SC FOR KSEB

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ALONG WITH OP NO.27988/2002 & CONN. CASES ON 07/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P. NO.23603/2003 IN O.P. NO.13996/2003

DISMISSED:

7.9.2007 SD/-(C.N.RAMACHANDRAN NAIR, JUDGE.)

APPENDIX

PETITIONER'S EXHIBITS:

P1: TRUE COPY OF CERTIFICATE ISSUED BY INSPECTOR OF FACTORIES & BOILERS, ALUVA DTR.2.4.2003.

P2: TRUE COPY OF DEMAND NOTICE ISSUED BY BOARD DT.4.4.03.

P3: TRUE COPY OF THE COMMUNICATION DT.15.4.03.

TRUE COPY

P.A. TO JUDGE

C.N.RAMACHANDRAN NAIR, J.

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O.P. Nos.13996 of 2003, 27988 of 2002,
W.P.(C) Nos.34126 of 2004, 9489,12878
and 35493 of 2005

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Dated this the 7th day of September, 2007.

JUDGMENT

The electric connection to the petitioner which is an industrial unit stand disconnected on account of default. Counsel for the petitioner contended that petitioner does not want to restart the industry but want to settle liability to KSEB. Further, petitioner does not want to contest the bills and demands and the only relief sought is some reduction in interest for settlement of liability. Since the industry is closed and since contest is withdrawn, I feel petitioner can be granted some reduction in the high rate of interest charged. In the circumstances, these writ petitions are disposed of granting reduction of interest for the balance outstanding to 15% per annum from date of default till date of payment provided the entire arrears are paid by the petitioner before 30.9.2007. There will be direction to the concerned respondent to verify the demands due from the petitioner and give a statement of liability after crediting payments already made with interest reworked at 15% per annum till 30.9.2007. As and when payment is made, dismantling will be done, if not already done. Break-up details of

liability, credits given and interest charged should be furnished to the petitioner.

C.N.RAMACHANDRAN NAIR
Judge

pms